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PATENT  
Customer No. 22,852  
IFW

Attorney Docket No. 08702.0079-03000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent No.: 6,984,623 )  
Inventors: CELESTE et al. )  
Issue Date.: January 10, 2006 )  
For: TENDON-INDUCING COMPOSITIONS )

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01/24/2006 JADD01 00000056 6984623

01 FC:1811  
02 FC:1464

100.00 OP  
130.00 OP

Sir:

**PETITION UNDER 37 C.F.R. § 3.81 FOR CORRECTION OF ASSIGNEE'S NAME,**  
**REQUEST TO CORRECT CLAIM**  
**AND REQUEST FOR CERTIFICATE OF CORRECTION**

Co-assignees Genetics Institute, LLC, and the President and Fellows of Harvard College petition to correct a co-assignee name and address on this patent by issuing the attached Certificate of Correction.

The mistakes identified in Form PTOL-85B are of a clerical or typographical nature, or of minor character, and resulted from an error made in good faith by patentee. The failure to include the correct name of the assignee on Form PTOL-85B was inadvertent, and copies of the assignment, Notice of Recordation, and Recordation Form (listing Genetics Institute, LLC and the President and Fellows and Harvard College as co-assignees) are enclosed. Applicants further petition to include the corrected address of co-assignee Genetics Institute, LLC to 87 Cambridge Park Drive, Cambridge, MA 02140. Applicants submitted requests for recordation of a corrected assignment in the parent of this application, U.S. Patent No. 5,658,882, on October 4, 2005 and December 7, 2005 (copies enclosed).

Pursuant to 35 U.S.C. § 255, and 37 C.F.R. § 1.323, Applicants request correction of a clerical or typographical error in claim 5 identified in the appended PTO Form 1050. The

duplication of the word "administering" was inadvertent and resulted from an error made in good faith by patentee.

A check is enclosed in the amount of \$230 for the petition fee of \$130 under 37 C.F.R. § 1.17(i) and the Certificate of Correction Fee of \$100 under 37 C.F.R. § 1.20(a).

Two (2) copies of PTO Form 85B and two (2) copies of PTO Form 1050 are appended. The complete Certificate of Correction involves one (1) page. Issuance of the Certificate of Correction containing the correction is earnestly requested.

- Please charge any required fees not included herewith to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: January 23, 2006

By: Elizabeth Mathiesen  
Elizabeth E. Mathiesen  
Reg. No. 54,696

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**CERTIFICATE OF CORRECTION**

PATENT NO. 6,984,623

DATED: January 10, 2006

INVENTORS: Anthony J. CELESTE, John M. WOZNEY, Vicki A. ROSEN,  
Neil M. WOLFMAN, Gerald H. THOMSEN, and  
Douglas A MELTON

It is hereby certified that errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

[73] Assignees: Genetics Institute, LLC., Cambridge, MA (US); President and Fellows of Harvard College, Cambridge, MA (US)

In claim 5, column 79, "administering administering" should read  
--administering--.

MAILING ADDRESS OF SENDER

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
901 New York Avenue, N.W.  
Washington, D.C. 20001-4413

Patent No. 6,984,623

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CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

22852 7590 03/18/2005

FINNEGAN, HENDERSON, FARABOW, GARRETT & F  
 DUNNER  
 LLP  
 901 NEW YORK AVENUE, NW  
 WASHINGTON, DC 20001-4413



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## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Kathleen M. Bastarache (Depositor's name)  
 (Signature)  
 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/779,635	02/18/2004	Anthony J. Celeste	08702-0079-03000	9582

TITLE OF INVENTION: TENDON-INDUCING COMPOSITIONS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	06/20/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
KEMMERER, ELIZABETH	1646	435-069100

Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Finnegan, Henderson  
 2 Farabow, Garrett  
 3 & Dunner, LLP

ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Genetics ~~Institute~~ Institute, LLC, ~~Madison, New Jersey~~ Cambridge, MA

President and Fellows of Harvard College, Cambridge, MA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

The following fee(s) are enclosed:

☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

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☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 06-916 (enclose an extra copy of this form).

Change in Entity Status (from status indicated above)

☒ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature Elizabeth McNameeDate 6/17/05Typed or printed name Elizabeth E. McNameeRegistration No. 54,696

A collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete the form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Fax Number : 6174521666

Name/Number : 6333087020079\*0000017033065995#  
Page : 6  
Start Time : OCT-04-2005 11:21AM TUE  
Elapsed Time : 01'50"  
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Results : O.K



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### TO

Name: Examiner Theresa Frederick,  
Assignment Branch  
Company: U.S. Patent and Trademark Office  
Fax Number: 1.703.306.5995  
Subject: U.S. Patent No. 5,658,882

Date: October 4, 2005

Phone Number:  
Total Pages (including cover): 6  
Confirmation Copy to Follow: No

### FROM

Name: Elizabeth E. Mathiesen  
Phone Number: 617.452.1693

Verified by: K. Bastarache  
Our File No.: 08702.0079-00000

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## FACSIMILE TRANSMITTAL

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Name: Examiner Theresa Frederick,  
Assignment Branch

Company: U.S. Patent and Trademark Office

Fax Number: 1.703.306.5995

Subject: U.S. Patent No. 5,658,882

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Name: Elizabeth E. Mathiesen

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To the Director of the U.S. Patent and Trademark Office:  
Please record the attached original documents or copy thereof.

Mail Stop Assignment Recordation Services

1. Name of conveying party(ies):  
Anthony J. Celeste  
John M. Wozney  
Vicki A. Rosen  
Neil M. Wolfman

2. Name and address of receiving party(ies):  
Name: Genetics Institute, LLC.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

Internal Address:

3. Nature of conveyance:

Street Address: 87 Cambridge Park Drive

☐ Assignment☐ Merger

City: Cambridge

☐ Security Agreement☐ Change of Name

State: MA Zip Code: 02140

☒ Other: Submitted to correct assignment document  
recorded at Reel 014725, Frame 0317.  
Please see correction of address as initialed and  
approved by conveying parties.

Additional name(s) &amp; Address(es) attached?

☐ Yes ☒ No

Execution Date:

4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application:

A. Patent Application Number(s):

B. Patent Number(s):

5,658,882

Additional numbers attached?

☐ Yes ☒ No

5. Name and address of party to whom correspondence  
concerning document should be mailed:

Name: Elizabeth E. Mathiesen, Ph.D.

6. Total number of applications and registrations  
involved:  
1

7. Total fee (37 CFR 3.41): \$40

☐ Enclosed (Please charge deficiency to deposit  
account)☒ Authorized to be charged to deposit accountInternal Address: FINNEGAN, HENDERSON, FARABOW, GARRETT  
& DUNNER, L.L.P.

Street Address: 901 New York Avenue, NW

City: Washington, D.C.

State: Zip: 20001-4413

8. Deposit Account No.: 06-0916

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Elizabeth E. Mathiesen  
Registration No. 54,696

*Elizabeth Mathiesen*  
Signature

*10/4/05*  
Date

Total number of pages including cover sheet, attachments and documents: 5

SOLE/JOINT INVENTION  
(Worldwide Rights)

Attorney Docket No. 08702.0079-00000

**ASSIGNMENT**

WHEREAS We, the below named inventors, hereinafter referred to as Assignors, have made an invention entitled:

**METHODS OF INDUCING FORMATION OF TENDON AND/OR LIGAMENT TISSUE COMPRISING ADMINISTERING BMP-12, BMP-13, AND/OR MP-52 (as amended)**

for which We filed an application for United States Letters Patent of December 22, 1994 (Application No. 08/362,670); and

87 Cambridge Park Drive, Cambridge, MA 02140  
9/21/05 DJC 9/21/05 NW 9/21/05

WHEREAS, Genetics Institute, LLC., a corporation of Delaware, whose post office address is 5 Giraldi Farms, Madison, New Jersey, 07940, hereinafter referred to as Assignee, is desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration the receipt of which from Assignee is hereby acknowledged, We, as Assignors, have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, our entire right, title, and interest in and to this invention, this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of the above provisional application (if any), as well as all rights to claim invention in any foreign country and all Letters Patent which may hereafter be filed for this invention in any foreign country, and all extensions, renewals, and reissues thereof; and We hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent for this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment,

AND, WE HEREBY covenant that We have the full right to convey the interest assigned by this Assignment, and I/We have not executed and will not execute any agreement in conflict with this Assignment;

AND, WE HEREBY further covenant and agree that We will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to us respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/We have hereunto set our hands.

County of Middlesex

ss.

Name: Anthony J. Celeste

Address: 86 Packard Street 447 Lowell Road

Hudson, Massachusetts 04749 Groton, MA 01450

State of Massachusetts

By: Anthony J. Celeste

Date: 8.13.03

Subscribed and sworn to before me this 13<sup>th</sup> day of August, 2003

Paula M. Gaete Notary Public

Paula M. Gaete, Notary Public  
Commonwealth of Massachusetts  
My Commission Expires 10/31/2008



SOLE/JOINT INVENTION  
(Worldwide Rights)

Attorney Docket No. 08702.0079-00000

County of Middlesex )  
 )  
State of Massachusetts )Name: John M. Wozney  
ss. Address: 59 Old Bolton Road  
Hudson, Massachusetts 01749  
By: John M. Wozney  
Date: 8/13/03Subscribed and sworn to before me this 13<sup>th</sup> day of August, 2003  
Paula M. Gaete Notary PublicCounty of \_\_\_\_\_ )  
 )  
State of \_\_\_\_\_ )Name: Vicki A. Rosen  
ss. Address: 127 Kilsyth Road # 7  
Brookline, Massachusetts 02146  
By: \_\_\_\_\_  
Date: \_\_\_\_\_Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003  
\_\_\_\_\_, Notary PublicCounty of Middlesex )  
 )  
State of Massachusetts )Name: Neil M. Wolfman  
ss. Address: 30 Rolling Lane - 5 Phillips Lane  
Dover, Massachusetts 02030  
By: Neil M. Wolfman  
Date: 8/19/03Subscribed and sworn to before me this 19<sup>th</sup> day of August, 2003  
Paula M. Gaete Notary PublicPaula M. Gaete, Notary Public  
Commonwealth of Massachusetts  
My Commission Expires 10/31/2008



County of \_\_\_\_\_ )  
\_\_\_\_\_) )  
State of \_\_\_\_\_ )

ss.

Name: John M. Wozney  
Address: 59 Old Bolton Road  
Hudson, Massachusetts 01749  
By: \_\_\_\_\_  
Date: \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003  
\_\_\_\_\_, Notary Public

County of SUFFOLK )  
\_\_\_\_\_) )  
COMM. )  
State of MASSACHUSETTS )

ss.

Name: Vicki A. Rosen  
Address: 2 Cedar Road  
Chestnut Hill, Massachusetts 02467  
By: Vicki Rosen  
Date: 08-12-03

Subscribed and sworn to before me this 12<sup>th</sup> day of AUGUST, 2003  
Philip J. Jones, Notary Public

County of \_\_\_\_\_ )  
\_\_\_\_\_) )  
State of \_\_\_\_\_ )

ss.

Name: Neil M. Wolfman  
Address: 30 Rolling Lane  
Dover, Massachusetts 02030  
By: \_\_\_\_\_  
Date: \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003  
\_\_\_\_\_, Notary Public

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Subject: U.S. Patent No. 5,658,882

Date: December 7, 2005  
Phone Number:  
Total Pages (including cover): 11  
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### FROM

Name: Elizabeth E. Mathiesen  
Phone Number: 617.452.1693

Verified by: K. Staha  
Our File No.: 08702.0079-00000

### MESSAGE

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Name: Assignment Recordation Services  
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Subject: U.S. Patent No. 5,658,882

Date: December 7, 2005  
Phone Number:  
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Confirmation Copy to Follow: No

### FROM

Name: Elizabeth E. Mathiesen  
Phone Number: 617.452.1693

Verified by: K. Staba  
Our File No.: 08702.0079-00000

### MESSAGE

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**Group Art Unit: 1612**

**Examiner: E. Kemmerer**

**Patent No.: 5,658,882**

**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office under 37 C.F.R. § 1.8 on December 7, 2005.

**Issued: August 19, 1997**

**For: TENDON-INDUCING  
COMPOSITIONS**

**Katherine L. Staba**

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OFFICE OF PETITIONS

Elizabeth Mathiesen  
Elizabeth E. Mathiesen  
Reg. No. 54,696

RECORDATION FORM COVER SHEET  
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Patent and Trademark Office  
Attorney Docket No. 08702.0079-00000  
Attorney Customer Number: 22,852To the Director of the U.S. Patent and Trademark Office:  
Please record the attached original documents or copy thereof.

Mail Stop Assignment Recordation Services

1. Name of conveying party(ies): Anthony J. Celeste John M. Wozney Vicki A. Rosen Neil M. Wolfman		2. Name and address of receiving party(ies): Name: Genetics Institute, LLC.	
Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Internal Address:	
3. Nature of conveyance:		Street Address: 87 Cambridge Park Drive	
<input type="checkbox"/> Assignment	<input type="checkbox"/> Merger	City: Cambridge	
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name	State: MA	Zip Code: 02140
<input checked="" type="checkbox"/> Other: Submitted to correct assignment document recorded at Reel 014725, Frame 0317. Please see correction of address as initialed and approved by conveying parties.		Additional name(s) & Address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Execution Date: Anthony J. Celeste, August 13, 2003; John M. Wozney, August 13, 2003; Vicki A. Rosen, August 12, 2003; and Neil M. Wolfman, August 19, 2003.			
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application:			
A. Patent Application Number(s):		B. Patent Number(s): 5,658,882	
Additional numbers attached?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Name and address of party to whom correspondence concerning document should be mailed:  Name: Elizabeth E. Mathiesen, Ph.D.		6. Total number of applications and registrations involved: 1	
Internal Address: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.		7. Total fee (37 CFR 3.41): \$40 <input type="checkbox"/> Enclosed (Please charge deficiency to deposit account) <input checked="" type="checkbox"/> Authorized to be charged to deposit account	
Street Address: 901 New York Avenue, NW			
City: Washington, D.C.			
State: Zip: 20001-4413		8. Deposit Account No.: 06-0916	
9. Statement and signature.  To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.			
Elizabeth E. Mathiesen Registration No. 54,696		Signature: <u>Elizabeth Mathiesen</u> Date: <u>12/1/05</u>	
Total number of pages including cover sheet, attachments and documents: 5			

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**To:** Name: FINNEGAN, HENDERSON, FARABOW, GARRETT &  
Company: LLP  
Fax Number: 16174521666  
Voice Phone:

### Fax Notes:

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Pg#	Description
1	Cover Page
2	914.TXT
3	Document 1, Batch 536627
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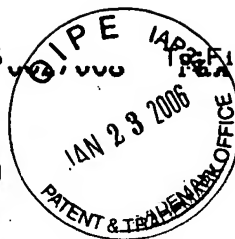
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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
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DECEMBER 05, 2005

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**\*700215192A\***

\*700215192A\*

FINNEGAN, HENDERSON, FARABOW, GARRETT &  
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901 NEW YORK AVENUE, NW  
WASHINGTON, DC 20001-4413

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NOTICE OF NON-RECORDATION OF DOCUMENT**

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FORM PTO-1505 1-31-02		RECORDATION FORM COVER SHEET PATENTS ONLY		U.S. Department of Commerce Patent and Trademark Office Attorney Docket No. 08702.0079-00000 Attorney Customer Number: 22,652	
To the Director of the U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.				Mail Stop Assignment Recordation Services	
1. Name of conveying party(ies): Anthony J. Calabrese John M. Wozniak Vicki A. Rosen Neil M. Worman		2. Name and address of receiving party(ies): Name: Genetics Institute, LLC.			
Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Internal Address:			
3. Nature of conveyance:		Street Address: 87 Cambridge Park Drive			
<input type="checkbox"/> Assignment	<input type="checkbox"/> Merger	City: Cambridge			
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name	State: MA	Zip Code: 02140		
<input checked="" type="checkbox"/> Other: Submitted to correct assignment document recorded at Reel 014725, Frame 0917. Please see correction of address as initialed and approved by conveying parties.		Additional name(s) & Address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Execution Date:					
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application:					
A. Patent Application Number(s):		B. Patent Number(s): 6,658,682			
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
5. Name and address of party to whom correspondence concerning document should be mailed:  Name: Elizabeth E. Mathiesen, Ph.D.		6. Total number of applications and registrations involved: 1			
Internal Address: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP		7. Total fee (37 CFR 3.41): 340 <input type="checkbox"/> Enclosed (Please charge deficiency to deposit account) <input checked="" type="checkbox"/> Authorized to be charged to deposit account			
Street Address: 801 New York Avenue, NW					
City: Washington, D.C.					
State: Zip: 20001-4413		8. Deposit Account No.: 00-0918			
9. Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.					
Elizabeth E. Mathiesen Registration No. 54,696		Elizabeth Mathiesen Signature		10/4/05 Date	
Total number of pages including cover sheet, attachments and documents: 6					

From:FINNEGAN HENDERSON 6174521666

To:6333097020075+000001 P.2/3

SOLE/JOINT INVENTION  
(Worldwide Rights)  
Attorney Docket No. 08702.0079-000001

### ASSIGNMENT

WHEREAS We, the below named inventors, hereinafter referred to as Assignors, have made an invention entitled,

**METHODS OF INDUCING FORMATION OF TENDON AND/OR LIGAMENT TISSUE COMPRISING ADMINISTERING BMP-12, BMP-13, AND/OR MD-52 (as amended)**

for which we filed an application for United States Letters Patent on December 22, 1994 (Application No. 08/382,670) and

WHEREAS, Genetics Institute, LLC., a corporation of Delaware, whose post office address is 5 Oxford Farms, Madison, New Jersey, 07948, hereinafter referred to as Assignee, is desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration the receipt of which from Assignee is hereby acknowledged, We, as Assignors, have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, our entire right, title, and interest in and to this invention, this application, and all divisions thereof, and all rights to claim priority on the basis of the above provisional application (if any), as well as all rights to claim invention in any foreign country and all Letters Patent which may be granted thereon, and all extensions, renewals, and reissues thereof, and We hereby authorize and request the Commissioner of Patent and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent for this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment.

AND, WE HEREBY covenant that We have the full right to convey the interest assigned by this Assignment, and we have not executed and will not execute any agreement in conflict with this Assignment.

AND, WE HEREBY further covenant and agree that We will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to us respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful claims and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expenses incident to the execution of aforesaid papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, We have hereunto set our hands

County of Middlesex

State of Massachusetts

Name: Anthony J. Celeste

Address: 447 Lowell Road

Andover, Massachusetts 01810

By: Anthony J. Celeste

Date: 12.13.03

Subscribed and sworn to before me this 13<sup>th</sup> day of August 2003

Paula M. Gault Notary Public  
Paula M. Gault, Notary Public  
Commonwealth of Massachusetts  
My Commission Expires 10/31/2008

TO: 24 NOV 09:44 FROM:FINNEGAN, HENDERSON 6174521666

TO: 6333087020079-000001 P.3/3

SOLEJOINT INVENTION  
(Worldwide Rights)  
Attorney Docket No. 00702.0079-00000

County of Middlesex

State of Massachusetts

ss. Name: John M. Wozney  
Address: 59 Old Boston Road  
Milton, Massachusetts 01748  
By: John M. Wozney  
Date: 11/12/03

Subscribed and sworn to before me this 12<sup>th</sup> day of August, 2003  
Paul M. Gault Notary Public

County of \_\_\_\_\_

State of \_\_\_\_\_

ss. Name: Vicki A. Rosen  
Address: 127 Kileyth Road #7  
Brookline, Massachusetts 02140  
By: \_\_\_\_\_  
Date: \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003  
\_\_\_\_\_, Notary Public

County of Middlesex

State of Massachusetts

ss. Name: Neil M. Woffman  
Address: 30 Rolling Lane 15 Phillips Lane  
Cover, Massachusetts 02039  
By: Neil M. Woffman  
Date: 8/19/03

Subscribed and sworn to before me this 19<sup>th</sup> day of August, 2003  
Paul M. Gault Notary Public

Paul M. Gault, Notary Public  
Commonwealth of Massachusetts  
My Commission Expires 10/31/2009

SOLE/JOINT INVENTION  
(Worldwide Rights)  
Attorney Docket No. 08702.0078-00000

### ASSIGNMENT

WHEREAS We, the below named inventors, hereinafter referred to as Assignors, have made an invention entitled:

**METHODS OF INDUCING FORMATION OF TENDON AND/OR LIGAMENT TISSUE COMPRISING ADMINISTERING BMP-12, BMP-13, AND/OR MP-52 (as amended)**

for which We filed an application for United States Letters Patent on December 22, 1994 (Application No. 08/362,670); and

87 Cambridge Park Drive, Cambridge, MA 02140

WHEREAS, Genetics Institute, LLC, a corporation of Delaware, whose post office address is 60 Giralda Farms, Madison, New Jersey, 07940; hereinafter referred to as Assignee, is desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration the receipt of which from Assignee is hereby acknowledged, We, as Assignors, have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, our entire right, title, and interest in and to this invention, this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of the above provisional application (if any), as well as all rights to claim priority on the basis of this application, and all applications for Letters Patent which may hereafter be filed for this invention in any foreign country and all Letters Patent which may be granted on this invention in any foreign country, and all extensions, renewals, and reissues thereof; and We hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent for this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, WE HEREBY covenant that We have the full right to convey the interest assigned by this Assignment, and We have not executed and will not execute any agreement in conflict with this Assignment;

AND, WE HEREBY further covenant and agree that We will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to us respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, We have hereunto set our hands.

County of _____ )	ss.	Name: <u>Anthony J. Celasto</u>
State of _____ )		Address: <u>86 Packard Street</u>
		<u>Hudson, Massachusetts 01749</u>
		By: _____
		Date: _____

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003  
\_\_\_\_\_, Notary Public

SOLEJOINT INVENTION

(Worldwide Rights)

Attorney Docket No. 08702.0079-00000

County of \_\_\_\_\_ )

ss.

Name: John M. Wozney

Address: 59 Old Boston Road

Hudson, Massachusetts 01740

By:

Date:

State of \_\_\_\_\_ )

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003

\_\_\_\_\_, Notary Public

County of Suffolk )

ss.

Name: Vicki A. Rosen

Address: 2 Cedar Road

Chesnut Hill, Massachusetts 02467

By:

Date:

Vicki Rosen

08-12-03

Subscribed and sworn to before me this 12<sup>th</sup> day of August, 2003

Paul J. Jones, Notary Public

County of \_\_\_\_\_ )

ss.

Name: Neil M. Wolfman

Address: 30 Rolling Lane

Dover, Massachusetts 02030

By:

Date:

State of \_\_\_\_\_ )

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003

\_\_\_\_\_, Notary Public



FINNEGAN  
HENDERSON  
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GARRETT &  
DUNNER

55 Cambridge Parkway • Cambridge, MA 02142-1292 • 617.452.1600 • Fax 617.452.1666  
www.finnegan.com

## FACSIMILE TRANSMITTAL

### TO

Name: Examiner Theresa Frederick,  
Assignment Branch

Company: U.S. Patent and Trademark Office

Fax Number: 1.703.306.5995

Subject: U.S. Patent No. 5,638,882

Date: October 4, 2005

Phone Number:

Total Pages (including cover): 6

Confirmation Copy to Follow: No

### FROM

Name: Elizabeth E. Mathiesen

Phone Number: 617.452.1693

Verified by: K. Bastarache

Our File No.: 08702.0079-00000

### MESSAGE

Please review the attached Request for Corrected Notice of Recordation.

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